

201-15258

HERCULES

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April 21, 2004

Administrator
U.S. Environmental Protection Agency
P.O. Box 1473
Merrifield, VA 22116

Attn: Chemical Right-to-Know Program

RE: Attached letter from Mr. Charles Auer regarding unsponsored chemical

Dear Administrator,

Enclosed is a copy of a recent letter we received from Mr. Charles Auer regarding our participation in the HPV Program. In that letter, Mr. Auer indicates that we have not submitted a test plan for a chemical to which we had originally committed. The chemical is identified in the attachment to that letter.

Please be advised that shortly after we had sent out commitment to EPA in the Fall of 1999, we formed a consortium with several international partners and agreed to sponsor this chemical under the ICCA HPV Program. Also enclosed is a copy of the letter that was sent to Mr. Auer in the Fall of 1999 describing that commitment, the consortium members and the chemicals they were sponsoring.

That program is well advanced at this point in time. SIDS dossier is in preparation. I trust this satisfies your immediate concerns. Should you need additional information, please do not hesitate to contact me.

Sincerely,

G. L. McCallister
Director, Regulatory Affairs

GLM:clj
Enclosures

2004letters.doc/9

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 12 2004

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. G.L. McCallister
Hercules Incorporated
1313 North Market Street
Wilmington, DE 19894-0001

Dear Mr. McCallister:

I want to personally acknowledge and thank you for your commitment to the High Production Volume (HPV) Challenge Program. Participation in the HPV Challenge Program has exceeded EPA's expectations and, although the success of the program has been significant, there are a number of commitments that have not yet been met and are considered late. Preparations are underway for release of the HPV Challenge Program Status Report in May, 2004. The HPV Challenge Program Status Report will identify those sponsors whose commitments are overdue.

Our records indicate that your organization has sponsored the chemical(s) listed in the attached table for a start year of 2003 or earlier but robust summary and test plan information has not been received by the Agency. The commitment start year indicates the year of the Program in which sponsors agreed to begin the evaluation of each chemical by submitting robust summaries of existing data and a test plan showing how the sponsor plans to fill any data gaps. Under the HPV Challenge Program, all test plans and robust summary submissions should be submitted in the year indicated. Any needed new testing on the HPV chemicals in the HPV Challenge Program is to be completed by the end of 2004 with all data to be made available to the public by 2005. So that the Agency may meet its HPV Challenge Program's objectives, we are no longer accepting changes to start years and commitments not yet fulfilled are considered late.

While we are not accepting changes to start years, the Agency does expect sponsors to uphold their commitments and submit test plans and robust summaries as soon as possible. If no test plan/robust summary submission is received before the end of 2004 for these commitments, then the Agency will consider these chemicals as "orphans"—or unsponsored. Chemicals not voluntarily sponsored in the HPV Challenge Program will become candidates for test rules under Section 4 of the Toxic Substances Control Act (TSCA).

The Agency understands that over time, for a variety of reasons, sponsorship plans may change; however, it is incumbent upon sponsors of unmet commitments to update the Agency so that its records may accurately reflect the current commitment status. Information should be sent to:

Administrator
US Environmental Protection Agency
P.O. Box 1473
Merrifield, VA 22116
Attention: Chemical Right-to-Know Program

or through e-mail at: oppt.ncic@epa.gov and chem.rtk@epa.gov by April 30, 2004. Please note that any correspondence containing Confidential Business Information (CBI) should not be sent to the above address or through e-mail.

If you have any questions or concerns, please contact Karen Lannon of my staff at 202-564-8163. Thank you.

Sincerely,

Charles M. Auer
Director
Office of Pollution Prevention and Toxics

Attachment

HERCULES INCORPORATED
RECEIVED

APR 19 2004

REGULATORY AFFAIRS
AND TOXICOLOGY

Hercules Incorporated — Overdue Commitments

CAS Number	9 th Collective Index Name	Start Year
68955-37-3	Acid chlorides, tallow, hydrogenated	2002

GLOBAL PRODUCERS OF AKD

Dr Peter Ungeheuer
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e-mail: Ungeheuer@VCI.de

Verband Tegewa
Karlstraße 21
D-60329 Frankfurt

Mr Charles M. Auer
Director, Chemical Control Division
U.S. Environmental Protection Agency
401 M Str., S.W. (7405 Rm E 403)
Washington, DC 20460
USA

November 30 1999
Ung/ot/007

ICCA-Commitment / US HPV Challenge Program

Dear Mr Auer

Please find enclosed for your information the commitment of the task force "Global Producers of AKD" to sponsor Alkylketendimer (AKD) in the frame of the ICCA-HPV-Initiative.

The task force represents the following companies:

- BASF Aktiengesellschaft
- EKA Chemicals AB
- Hercules BV
- Kemira Chemicals Oy
- NOF Corporation
- Raisio Chemicals Oy

Would you be so kind to send us an acknowledgement that AKD is no longer directly a subject of the US-challenge program.

Yours sincerely

Global Producers of AKD

Enclosure

Dr. Peter Ungeheuer

GLOBAL PRODUCERS OF AKD

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Mr Siva Bushana Rao
Chemical Resources Unit Manager
European Chemical Industry Council
(CEFIC)

November 30 1999
Ung/ot/004

ICCA Commitment for Alkylketendimer (AKD)

Dear Mr Bhushana Rao

On behalf of the producers of AKD in the US, Europe and Japan, namely the companies

- BASF Aktiengesellschaft
- EKA Chemicals AB
- Hercules BV
- Kemira Chemicals Oy
- NOF Corporation
- Raisio Chemicals Oy

we would like to inform you that the above mentioned companies have formed a consortium called

"Global producers of AKD"

to commit themselves to the ICCA HPVC program for AKD.

GLOBAL PRODUCERS OF AKD

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Mr Frederick C. McEldowney
Product Stewardship Team
Chemical Manufacturers Association
(CMA)

November 30 1999
Ung/ot/004

ICCA Commitment for Alkylketendimer (AKD)

Dear Mr McEldowney

On behalf of the producers of AKD in the US, Europe and Japan, namely the companies

- BASF Aktiengesellschaft
- EKA Chemicals AB
- Hercules BV
- Kemira Chemicals Oy
- NOF Corporation
- Raisio Chemicals Oy

we would like to inform you that the above mentioned companies have formed a consortium called

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GLOBAL PRODUCERS OF AKD

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Mr Masatoshi Ogura
General Manager
Task Force Team for ICCA
JCIA

November 30 1999
Ung/ot/004

ICCA Commitment for Alkylketendimer (AKD)

Dear Mr Ogura

On behalf of the producers of AKD in the US, Europe and Japan, namely the companies

- BASF Aktiengesellschaft
- EKA Chemicals AB
- Hercules BV
- Kemira Chemicals Oy
- NOF Corporation
- Raisio Chemicals Oy

we would like to inform you that the above mentioned companies have formed a consortium called

"Global producers of AKD"

to commit themselves to the ICCA HPVC program for AKD.

The commitment covers the following individual substances which will be handled as a family

CAS Reg No	CAS Name
10126-68-8	4-heptadecylidene-3-hexadecyloxetan-2-one
42272-70-8	4-pentadecylidene-3-tetradecyloxetan-2-one
55680-03-0	4-undecylidene-3-decyloxetan-2-one
56000-16-9	(,Z,Z)-4-(heptadec-8-enylidene)-3-(hexadec-7-enyl)oxetan-2-one
67845-94-7	4-heptadecylidene-3-tetradecyloxetan-2-one
67845-95-8	3-hexadecyl-4-pentadecylidenexoxetan-2-one
68390-56-7	Fatty acids, tallow, hydrogenated, dimers, diketene derivatives
68556-25-2	1,9-Octadecadien-1-one, (Z)-, dimer
84989-41-3	2-Oxetanone, 3-C12-16-alkyl-4-C13-17-alkylidene derivs.
94109-14-5	2-heptadecylidene-4-hexadecyloxetan-3-one
98246-87-8	2-Oxetanone, 3-C14-16-alkyl-4-C15-17-alkylidene derivs.

The necessary testing will start in the year 2000.

The undersigned will act as contact point.

Kind regards

Global Producers of AKD

Dr Peter Ungeheuer

Vice-Director Association TEGEWA e.V.